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8 Attorney for Plaintiff
 KENNETH HOLCOMB

10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA

12 KENNETH HOLCOMB

13 Plaintiff

14 DIRECTOR OF CORRECTIONS, CAL.
 TERHUNE, et al.

15 Defendants.
 16

Case No. C03-02765 RMW

**STIPULATION AND ~~PROPOSED~~
 ORDER TO CONTINUE DISCOVERY
 CUTOFF**

17 On April 20, 2007, the court granted the parties' stipulation to extend the trial of the above-
 18 entitled matter from August 27, 2007 to November 13, 2007. In conjunction with the new trial date,
 19 the court continued the hearing on dispositive motions from July 13, 2007 to October 26, 2007. The
 20 Court also scheduled the Pre-trial Conference for November 1, 2007, at 2:00 p.m. The current
 21 discovery cutoff, which includes experts, is set for May 23, 2007. Counsel for Plaintiff Kenneth
 22 Holcomb has noticed depositions which conflict with the trial calendar of Counsel for Defendant
 23 Clark and with the vacation plans of Tom Blake of the Office of the Attorney General, rendering it
 24 impossible to complete the depositions by the current discovery cutoff of May 23, 2007.

25 In addition, there has been difficulty securing definite deposition dates before the discovery
 26 cutoff of witnesses who cannot be located. Moreover, the current discovery cutoff of May 23, 2007
 27 includes expert witnesses. There are numerous expert witnesses in this case and there are multiple
 28 defendants. All counsel agree that they will be unable to complete the depositions on or before May

23, 2007.

IT IS STIPULATED, therefore, between the Plaintiff, Kenneth Holcomb, by and through his attorneys of record, Suzy Moore of the Law Offices of Suzy C. Moore and William Schmidt of the Law Offices of William L. Schmidt, and Defendants, Cal Terhune, Anthony LaMarque, D. Holt, Jr., M. Ross, A. Alexander, K. Greeson, M.T.A. Harrison, and David Thor, M.D., by and through their attorney of record, Tom Blake of the Office of the Attorney General, and Defendant Dr. Isaac Grillo, M.D., by and through his attorney of record, Aaron Schultz of the law firm of Galloway, Lucchese, Everson & Picchi, and Defendant, Dr. David Clark, M.D. by and through his attorney of record, Van Longyear of the law firm of Longyear, O'Dea, & Lavra, LLP, that the dates be extended for fact and expert discovery cutoff as follows:

1. Factual Discovery cutoff, including the taking of depositions, currently set for May 23, 2007 shall be continued to August 24, 2007. All depositions must be completed by that date.

2. Expert Discovery cutoff, including the taking of expert depositions, currently set for May 23, 2007 shall be continued to September 28, 2007. All expert depositions must be completed by that date.

3. Initial Expert Disclosure and Report deadline of April 26, 2007 will remain the same.

4. Supplemental and Rebuttal Disclosures will be set for June 15, 2007.

IT IS SO STIPULATED:

Dated: April 26, 2007

LAW OFFICES OF SUZY MOORE

By: 

Suzy C. Moore, Esq.
Attorney for Plaintiff

Dated: April __, 2007

LAW OFFICES OF WILLIAM SCHMIDT

By: _____

William Schmidt, Esq.
Attorney for Plaintiff

23, 2007.

IT IS STIPULATED, therefore, between the Plaintiff, Kenneth Holcomb, by and through his attorneys of record, Suzy Moore of the Law Offices of Suzy C. Moore and William Schmidt of the Law Offices of William L. Schmidt, and Defendants, Cal Terhune, Anthony LaMarque, D. Holt, Jr., M. Ross, A. Alexander, K. Greeson, M.T.A. Harrison, and David Thor, M.D., by and through their attorney of record, Tom Blake of the Office of the Attorney General, and Defendant Dr. Isaac Grillo, M.D., by and through his attorney of record, Aaron Schultz of the law firm of Galloway, Lucchese, Everson & Picchi, and Defendant, Dr. David Clark, M.D. by and through his attorney of record, Van Longyear of the law firm of Longyear, O'Dea, & Lavra, LLP, that the dates be extended for fact and expert discovery cutoff as follows:

1. Factual Discovery cutoff, including the taking of depositions, currently set for May 23, 2007 shall be continued to August 24, 2007. All depositions must be completed by that date.

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3. Initial Expert Disclosure and Report deadline of April 26, 2007 will remain the same.

4. Supplemental and Rebuttal Disclosures will be set for June 15, 2007.

IT IS SO STIPULATED:

Dated: April __, 2007

LAW OFFICES OF SUZY MOORE

By:

Suzy C. Moore, Esq.
Attorney for Plaintiff

Dated: April 26, 2007

LAW OFFICES OF WILLIAM SCHMIDT


By:

William Schmidt, Esq.
Attorney for Plaintiff

1 Dated: April 26, 2007

OFFICE OF THE ATTORNEY GENERAL

2
3 By:


Thomas Blake, Deputy Attorney General
Attorney for Defendants

4
5 Dated: April ___, 2007

GALLOWAY, LUCCHESI,
EVERSON & PICCHI

6
7 By:

Aaron T. Schultz, Esq.
Attorneys for Defendant,
Dr. Isaac Grillo, M.D.

8
9
10 Dated: April ___, 2007

LONGYEAR, O'DEA & LAVRA, LLP

11 By:

D. Van V. Longyear, Esq.
Attorneys for Defendant,
Dr. David Clark, M.D.

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13
14
15 PURSUANT TO STIPULATION, IT IS SO ORDERED:

16 May
17 Dated: ~~April~~ May 2, 2007


~~Honorable Ronald W. Wyle~~
UNITED STATES DISTRICT JUDGE
Magistrate Judge

1 Dated: April __, 2007

OFFICE OF THE ATTORNEY GENERAL


2
3 By:

Thomas Blake, Deputy Attorney General
Attorney for Defendants

4
5 Dated: April 26 2007

GALLOWAY, LUCCHESI,
EVERSON & PICCHI

6
7 By:


Aaron T. Schultz, Esq.
Attorneys for Defendant,
Dr. Isaac Grillo, M.D.

8
9
10 Dated: April __, 2007

LONGYEAR, O'DEA & LAVRA, LLP

11
12 By:

D. Van V. Longyear, Esq.
Attorneys for Defendant,
Dr. David Clark, M.D.

13
14
15 PURSUANT TO STIPULATION, IT IS SO ORDERED:

16
17 Dated: April __, 2007

Honorable Ronald Whyte
UNITED STATES DISTRICT JUDGE

1 Dated: April ____, 2007

OFFICE OF THE ATTORNEY GENERAL

2
3 By:

Thomas Blake, Deputy Attorney General
Attorney for Defendants

4
5 Dated: April ____, 2007

GALLOWAY, LUCCHESI,
EVERSON & PICCHI

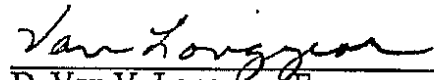
6
7 By:

Aaron T. Schultz, Esq.
Attorneys for Defendant,
Dr. Isaac Grillo, M.D.

8
9
10 Dated: April 26, 2007

LONGYEAR, O'DEA & LAVRA, LLP

11 By:


D. Van V. Longyear, Esq.
Attorneys for Defendant,
Dr. David Clark, M.D.

12
13
14
15 PURSUANT TO STIPULATION, IT IS SO ORDERED:

16
17 Dated: April ____, 2007

Honorable Ronald Whyte
UNITED STATES DISTRICT JUDGE